

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q92351

Takashi KAMIYA, et al.

Allowed: September 26, 2008

Appln. No.: 10/563,321

Group Art Unit: 2121

Confirmation No.: 6979

Examiner: Sean P. SHECHTMAN

Filed: January 4, 2006

For: AUTOMATIC PROGRAMMING METHOD AND AUTOMATIC PROGRAMMING
APPARATUS

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

ATTN: MAIL STOP ISSUE FEE

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

REMARKS

Applicant offers the following comments in response to the Examiner's Statement of Reasons for Allowance set forth on pages 3-5 of the Notice of Allowability dated September 26, 2008. The Reasons for Allowance merely loosely paraphrase claims 10, 15, and 16, and therefore do not accurately restate the claimed invention.

Applicant respectfully submits that the claims are allowable because of the features recited therein, and not for other reasons. Accordingly, Applicant disagrees with the Examiner's characterization of claims 10, 15, and 16.

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Further, Applicant does not admit to the characterization of the teachings of Kamiya, Kishi, and Susnjara set forth in the Statement.

Patent Office personnel are requested to note that the present submission does not adversely affect the patent term adjustment accrued by the Applicant to date. As emphasized in the "Clarification of 37 C.F.R. §1.704(c)(10) – Reduction of Patent Term Adjustment for Certain Types of Papers Filed After a Notice of Allowance Has Been Mailed," 1247OG111 (6/26/01), "a response to the examiner's reasons for allowance" is an example of a paper that does "not cause substantial interference and delay in the patent issue process" and is "not considered a 'failure to engage in reasonable efforts' to conclude processing or examination of the application."

Therefore, the Applicant remains entitled to the full patent term adjustment set forth on page 3 of the Notice of Allowance dated September 26, 2008.

Respectfully submitted,

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Date: December 15, 2008

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